

Bill Summary
2nd Session of the 60th Legislature

Bill No.:	SB 1640
Version:	INT
Request No.	2200
Author:	Sen. Jett
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Bill Analysis

SB 1640 prohibits any member of the Legislature from consuming, possessing, or being under the influence of alcohol while performing official legislative duties or within the State Capitol Building. The measure provides that the presiding officer of each chamber may subject a member suspected of being under the influence of alcohol to a breathalyzer test administered by a commissioned Oklahoma Highway Patrol officer. Refusal to submit to the test shall result in removal from the chamber and from official proceedings. Members who violates this prohibition shall also be subject to a \$500.00-\$1,000.00 fine and mandatory referral to the chamber's ethics committee for a first violation. The member shall be expelled from the chamber for a period of not less than 3 consecutive days and subject to a \$1,000.00-\$2,500.00 fine for a second violation. The member shall be subject to permanent expulsion from the legislative chamber for the remainder of the legislative session on a third violation and subject to a \$2,500.00-\$5,000.00 fine. The presiding officer of the chamber shall also be subject to these penalties if he or she fails to enforce the mandatory penalties. A member who is referred to the ethics commission and exhausts his or her appeals shall be referred to a court of competent jurisdiction.

Prepared by: Kalen Taylor